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Republic of the Philippines

DEPARTMENT OF AGRARIAN REFORM

Defend and Assert the Rights of Farmers

ADMINISTRATIVE ORDER NO. Od
Series of 2017

Subject : AMENDMENT OF SECTION 2 OF A. O. NO. 2, SERIES OF 2017 ENTITLED, "EXTENSION OF SPECIAL RULES ON APPLICATIONS FOR LAND USE CONVERSION NECESSARY FOR THE CONSTRUCTION OF RESETTLEMENT AREAS FOR THOSE AFFECTED BY TYPHOON YOLANDA", EXPANDING THE TERRITORIAL APPLICATION TO INCLUDE REGION VI

In view of requests from various government agencies and private stakeholders, **Section 2. Territorial Application** of A.O. No. 2, Series of 2017 is hereby amended to include **Region VI** among the covered areas specifically the provinces of Aklan, Antique, Capiz and Iloilo.

All orders, circulars, rules and regulations inconsistent herewith are hereby repealed, modified or superseded accordingly.


This Order shall take effect five (5) days after its publication in two (2) newspapers of general circulation, and will adhere to the date of expiration of A.O. No. 2, Series of 2017.

JUN 30 2017, Diliman, Quezon City.

Published in two (2) National Newspaper
of General Circulation

1. The Manila Standard
2. Business Mirror

Date of Publication July 17, 2017


RAFAEL V. MARIANO
Secretary



ADMINISTRATIVE ORDER NO. 02
Series of 2017

**Subject: EXTENSION OF SPECIAL RULES ON APPLICATIONS FOR LAND USE
CONVERSION NECESSARY FOR THE CONSTRUCTION OF
RESETTLEMENT AREAS FOR THOSE AFFECTED BY TYPHOON YOLANDA**

PREFATORY STATEMENT

Typhoon Yolanda had caused widespread destruction, substantial damage and death in several areas, including the provinces of Leyte, Southern Leyte, Samar, Eastern Samar, Biliran, Negros Occidental, Cebu, Capiz, Aklan, Antique, Iloilo, Masbate, Palawan, and Dinagat Islands. The provision of safe shelter is a basic human need, making it imperative for the government to expedite the identification, construction, and development of housing and resettlement sites for families whose houses were damaged by the said typhoon.

A Land Use Conversion Clearance from the Department of Agrarian Reform (DAR) is one of the requirements needed to set up a number of relocation sites. There is, therefore, a need to streamline the processing of applications for Land Use Conversion to serve this purpose.

On November 10, 2014, Administrative Order (A.O.) No. 9, Series of 2014, otherwise known as the "Special Rules on Applications for Land Use Conversion Necessary for the Construction of Resettlement Areas for those Affected by Typhoon Yolanda," was issued to streamline the processing of applications for land use conversion of lands identified for the construction and development of housing and resettlement sites. The said A.O. was effective until June 30, 2016.

Three (3) years after the onslaught of Typhoon Yolanda, majority of the affected families are yet to be relocated in safe resettlement areas. Many relocation sites are yet to be developed. In view of this, the extension of the Special Rules on Land Use Conversion for Yolanda Resettlement Areas is necessary.

Section 1. Applicability - This Administrative Order (A.O.) shall apply only to land use conversion necessary for the construction of resettlement residential areas for those affected by Typhoon Yolanda.

Section 2. Territorial Application - This A.O. shall apply only to Regions VII and VIII.

Section 3. Certification from the National Housing Authority - In order for this A.O. to apply to applications for land use conversion, an original copy of a Certification from the National Housing Authority (NHA) stating that the development is necessary for the construction of resettlement residential areas must be submitted together with the application forms.

The ordinary rules on applications for land use conversion shall apply in case the said NHA Certification is not submitted.

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It shall be incumbent upon the Regional Land Use Cases Committee (RLUCC) of the DAR Regional Office to report to the Land Use Cases Division of the Bureau of Agrarian Legal Assistance (LUCD-BALA) any application for land use conversion with the abovementioned NHA form attached thereto. The transmittal of such report is not necessary for the RCLUPPI to proceed with the processing of the application.

Section 4. Increase in Authority of Regional Directors - The authority of the Regional Directors (RDs) concerned to decide on applications for land use conversion and the authority of the RCLUPPI to process the same are increased from five (5) hectares to fifteen (15) hectares.

Section 5. Waiver of Fees, Bonds, and Documentary Requirement - The filing fee, inspection cost, and bond to guarantee against premature conversion are hereby waived. The performance bond, however, is not waived.

The following documents required by A.O. No. 1, Series of 2002 are also hereby waived, and thus need not be submitted by the applicants:

1. True copy of the certificate of title of the subject land as of 15 June 1988, and all successor titles until the present title referred to in Section 10.4 of said A.O., if applicable;
2. True copy of the current Tax Declaration covering the subject property;
3. Proof of financial and organizational capability of the developer to develop the land;
4. Socio-economic cost benefit study of the proposed project; and
5. Certification from the HLURB Regional Officer on the actual zoning or classification of the land subject of the application based on the approved Comprehensive Land Use Plan.

Section 6. Prioritization - The RLUCCs and RDs of Regions VII and VIII as well as the LUCD-BALA, are hereby directed to prioritize applications for land use conversion necessary for the construction of resettlement areas for those affected by typhoon Yolanda over other applications for land use conversion.

As far as practicable, the processing of the application must be completed within ten (10) business days from the submission by the applicant of all requirements under A.O. No. 1, Series of 2002 not otherwise waived by this A.O.

Section 7. Applicability of Section 65 of R.A. No. 6657, as Amended, and Other Provision of A.O. No. 1, Series of 2002 - The RLUCCs and RDs concerned, as well as the LUCD-BALA, are hereby directed to strictly follow Section 65 of R.A. No. 6657, as amended, and the provisions of A.O. No. 1, Series of 2002 not otherwise affected by this A.O.

Section 8. Repealing Clause. - All orders, circulars, rules and regulations, and issuances or portions thereof that are inconsistent herewith are hereby repealed or amended accordingly.

Sections 9. Separability Clause - Any judicial pronouncement declaring as unconstitutional any provision of these Rules shall have no effect on the validity of the other provisions not affected thereby.

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Section 10. Effectivity Clause - This A.O. shall take effect five (5) days after its publication in at least two (2) newspapers of general circulation.

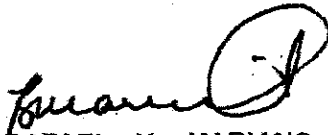
This A.O. shall expire (or cease to be effective) after one year from the date of its effectivity, but it shall still govern those application filed before its expiration but remain pending thereafter.

FEB 23 2017, Diliman, Quezon City.

Published in two (2) National Newspaper
of General Circulation

1. Business World
2. The Daily Tribune

Date of Publication March 1, 2017


RAFAEL V. MARIANO
Secretary

Department of Agrarian Reform
Office of the Secretary



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2/23/2017

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CERTIFICATION

This is to certify that Administrative Order No. 04, Series of 2017 entitled **“AMENDMENT OF SECTION 2 OF A.O. NO. 2, SERIES OF 2017 ENTITLED, “EXTENSION OF SPECIAL RULES ON APPLICATIONS FOR LAND USE CONVERSION NECESSARY FOR THE CONSTRUCTION OF RESETTLEMENT AREAS FOR THOSE AFFECTED BY TYPHOON YOLANDA”, EXPANDING THE TERRITORIAL APPLICATION TO INCLUDE REGION VI**” was published today, July 2017 in The Manila Standard and Business Mirror newspapers.

Issued this 17th day of July 2017 for whatever purpose it may serve.

A handwritten signature in cursive script, appearing to read 'Sylvia F. Mallari', is written above the printed name.

SYLVIA F. MALLARI

FASPO Undersecretary and
Concurrent OIC-Director for
Public Assistance and Media
Relations Service